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इस भाग में भिन्न पृष्ठ संख्या वी जाती है जिससे कि यह अलग संकलन
के लिए में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 30th March, 1988/Chaitra 10, 1910 (Saka)

The following Act of Parliament received the assent of the President
on the 30th March, 1988, and is hereby published for general information:—

THE CONSTITUTION (FIFTY-NINTH AMENDMENT) ACT, 1988

[30th March, 1988.]

An Act further to amend the Constitution of India.

BE it enacted by Parliament in the Thirty-ninth Year of the Republic
of India as follows:—

1. This Act may be called the Constitution (Fifty-ninth Amendment)
Act, 1988.

Short
title.

2. In article 356 of the Constitution, in clause (5), for the proviso,
the following proviso shall be substituted, namely:—

Amend-
ment of
article
356.

“Provided that nothing in this clause shall apply to the Procla-
mation issued under clause (1) on the 11th day of May, 1987 with
respect to the State of Punjab.”.

3. (1) After article 359 of the Constitution, the following article shall
be inserted, namely:—

Inset-
tion of
new arti-
cle 359A.

‘359A. Notwithstanding anything in this Constitution, this Part
shall, in relation to the State of Punjab, be subject to the following
modifications, namely:—

Applica-
tion of
this
Part to
the State
of Punjab

(a) in article 352,—

(i) in clause (1),—

(A) for the opening portion, the following shall be substituted, namely:—

“If the President is satisfied that a grave emergency exists whereby—

(a) the security of India or of any part of the territory thereof is threatened, whether by war or external aggression or armed rebellion; or

(b) the integrity of India is threatened by internal disturbance in the whole or any part of the territory of Punjab,

he may, by Proclamation, make a declaration to that effect in respect of the whole of Punjab or of such part of the territory thereof as may be specified in the Proclamation.”;

(B) in the *Explanation*,—

(1) after the words “armed rebellion”, the words “, or that the integrity of India is threatened by internal disturbance in the whole or any part of the territory of Punjab,” shall be inserted;

(2) after the words “or rebellion”, the words “or disturbance” shall be inserted;

(ii) in clause (9), after the words “armed rebellion”, at both the places where they occur, the words “or internal disturbance” shall be inserted;

(b) in article 358, in clause (1), after the words “or by external aggression”, the words “or by armed rebellion, or that the integrity of India is threatened by internal disturbance in the whole or any part of the territory of Punjab,” shall be inserted;

(c) in article 359, for the words and figures “articles 20 and 21”, at both the places where they occur, the word and figures “article 20” shall be substituted.

(2) The amendment made to the Constitution by sub-section (1) shall cease to operate on the expiry of a period of two years from the commencement of this Act, except as respects things done or omitted to be done before such cesser.

S. RAMAIAH,

Secy. to the Govt. of India.